

EXHIBIT K

**TO DECLARATION OF MATTHEW D. BROWN
IN SUPPORT OF FACEBOOK, INC.'S OPPOSITION
TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

[PUBLIC DOCUMENT]

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ANGEL FRALEY; PAUL WANG; SUSAN MAINZER; JAMES H. DUVAL, a minor, by and through JAMES DUVAL, as Guardian ad Litem; and WILLIAM TAIT, a minor, by and through RUSSELL TAIT, as Guardian ad Litem; individually and on behalf of all others similarly situated.

Plaintiffs,

V.

FACEBOOK, INC., a corporation; and DOES 1-100,

Defendants.

Case No. CV 11-01726 LHK PSG

**PLAINTIFF SUSAN MAINZER'S
SUPPLEMENTAL RESPONSES TO
DEFENDANT'S
INTERROGATORIES**

SET ONE

Courtroom: 8

Judge: Hon. Lucy H. Koh

Trial Date: December 12, 2012

1 tabs that used to exist on that page. It may have been in 2008, but Plaintiff can't recall exactly
2 when. She does not recall reading the Terms of use, the Privacy Policy, or the Principles.
3
4

INTERROGATORY NO. 2:

6 DESCRIBE the circumstances under which YOU have "Liked" any content (including,
7 without limitation, a product, service, website, brand, organization, celebrity, musician, band,
8 event, Facebook Page, or other content) on Facebook.com including, with respect to each piece
9 of content "Liked," the date(s) YOU "Liked" the content, a description of the content "Liked,"
10 whether YOU "Liked" the content through FACEBOOK's website or a third-party website, and
11 all the reason(s) YOU "Liked" the content, including whether you "Liked" the content in order
12 to inform your FACEBOOK Friends that you liked the content.
13

RESPONSE TO INTERROGATORY NO. 2:

15 Plaintiff objects to this Interrogatory as compound and consisting of at least five
16 subparts. Plaintiff objects to the lack of a time frame on grounds of relevance and undue
17 burden. Plaintiff also objects to the Interrogatory as overbroad and unduly burdensome.
18 Subject to those objections and the General Objections, Plaintiff responds as follows:
19

20 Plaintiff uses the Facebook "Like" button frequently. Plaintiff's reasons fall into one of
21 the following general categories: For self-promotion for her business, to promote a client's
22 business, to promote a cause, and for affinity. A list of the specific items she "liked" on
23 Facebook, arranged by category, is attached as Exhibit 1 hereto. The times listed for each is
24 not possible for Plaintiff to recall, or to reasonably discern from information available to her.
25

INTERROGATORY NO. 3:

27 DESCRIBE the PRIVACY SETTINGS in place for YOUR Facebook.com account(s)
28

1 2011, or will be produced by December 19, 2011. All such shared content was for the purpose
2 of promoting Plaintiff's business interests.

3 **INTERROGATORY NO. 14:**

4 Describe all COMMUNICATIONS YOU have had with any of YOUR "Friends" on
5 Facebook regarding the display of YOUR NAME, LIKENESS, and/or profile picture in
6 connection with a Sponsored Story.

7 **RESPONSE TO INTERROGATORY NO. 14:**

8 Plaintiff objects to this Interrogatory as vague and ambiguous in that it is not clear
9 whether the "communication" is to have been made "on" Facebook, or if " "Friends" on
10 Facebook" is meant to describe persons who have the status of "Friend" on Facebook. Subject
11 to those objections and the General Objections, Plaintiff responds as follows: Plaintiff had the
12 following communications with persons who are her "Facebook friends": Plaintiff had no such
13 discussions, apart from with Counsel in this matter and with her spouse; the initial response to
14 this Interrogatory interpreted the question more broadly than "Facebook" friends, and Plaintiff
15 has had no discussions with "Facebook" friends regarding the display of her NAME,
16 LIKENESS, and/or profile picture in connection with a Sponsored Story.

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Attorneys for Plaintiffs

EXHIBIT 1

Interests	Self-promotion of my business	Promote a client's business	Promote a cause	Affinity
global tolerance			x	
A Tribute to Roscoe Mitchell at the Angel City Jazz Festival	x	x	x	x
Angel City Jazz Expands to Echoplex	x	x		x
HelpersUnite.com			x	
The Colburn School	x			
blue whale		x		
Destination Guide Los Angeles				x
Yoga Day L.A.			x	x
CMJ Music Marathon			x	x
101 Things I Love			x	x
IreneLAVAJewels				x
Screenwriting Expo		x		
Asbarez News	x	x		
Skid Row			x	
graph			x	
your Decolletage				x
Non-Profits on Facebook			x	x
Sports Interaction	x			
Shareable		x		
Ford Theatres		x		
Transition Los Angeles			x	x
Kenya			x	
ROCKAHOLICZ.COM	x	x		
Gibrahayer EMagazine	x	x		
Rachel Kane				x
for Good Cause	x	x		x
Cirque Berzerk		x		
No Tomatoes Truck		x		
Posh Boy Records		x		
Billy Vera		x		
Rhino Records Pop Up Store		x		
MusiCares	x		x	
Roger Steffens		x		
Synaptic Fusion Entertainment			x	
Ellen Page			x	x
E & K Vintage Wood	x			
Farmer's Market?			x	

Contact Conference 2011	X
La Opus	X
Ruhnyon Canyon YOGA	X
giveaway	X
NextAid 5Alive Campaign for Maternal Health	X
Bite Me! Music + Fashion	X
Rhino Records Pop Up Store	X
Personal Kanban	X
Angel City Arts	X
Re vigor	X
Contact Summit	X
RootsAction	X
MOONSTICKER.COM / JUMP ON STAGE	X
Primrose Organics Salon and Boutique	X X
The OPEN Daily	X X X X
National Association of Free Clinics	X X
Beatport	X X X
Big Shot Magazine	X X X
Wells Bring Hope	X X
The Steve And Johnnie Show	X
Unfriend Coal	X
JazzReach, Inc.	X X
Residents a Taste	X X
Upward Dog	X
Bottom Floor	X
Protect Your Right to Dance: Anti-AB 74	X
Balls for Obama	X
Protect Hollywood Farmers Market	X
Esai Morales	X
Jel-O Party People	X
dream prosperity	X
NextAid	X X X
The Causemopolitan	X
YogaWorks	X
Rally to Restore Sanity: Los Angeles	X
KSL Media	X
TECHNIQUE	X
the Arts Noticed	X
tAN	X
Pittsford Sutherland High School Class of 1986	X
Tender Greens	X
Gato (Drums & Percussion)	X
Los Angeles Times Entertainment	X X X X

Lacey IQ		X	
Musicians Institute	X		
Barnsdall Art Park	X		X
LACMA Los Angeles County Museum of Art	X		X
REDCAT - Roy and Edna Disney/CalArts Theater	X		X
Ed Ruscha	X		X
Blanche Agency	X		X
The Girl Effect	X	X	X
Royal/T Cafe	X		X
JazzCrowd	X		
Terry Goddard			X
Artisfactions	X	X	X
CELEBRITY SOCIETY MAGAZINE	X	X	X
Calendar of Non-profit Events	X	X	X
Giant Step		X	
Jackson Galaxy Cat Behaviorist	X		
Tia's Bakery		X	
StepUpFanatic			X
Which Way LA?	X	X	
Substrate Contemporary Fine Art		X	
Marc Labrie Photography			X
Boycott BP		X	X
multiform media			X
Joyful Activist		X	X
Homeboy Industries		X	X
1 Million Strong Against Prop 16			X
with 1 Millionth the Budget of PG&E!!!			X
Women of the Green Generation		X	X
SomaFM			X
Ambient Groove			X
Vote No On Prop 16 June 8th			X
Jewcy.com		X	
Shana Nys Dambrot	X		X
kate romero photography		X	X
Not In Our Town		X	X
Liberty Hill Foundation		X	X
Flavorpill	X	X	X
Cake Poker - Official Page		X	
Free Agent Source		X	
UNICEF USA			X
Ante Up for Africa			X
ChinaShop	X		
Join the Coffee Party Movement			X

Chögyam Trungpa Rinpoche		X	
Ben Is Dead Magazine			X
Save the Los Angeles Public Library!		X	
The Daily Swarm	X		
KeroseneBomb Publishing		X	
Hobotech		X	X
CalvinAyre.com		X	
Evolver Social Movement		X	X
Adrenaline PR			X
Michelle Obama			X
KINGKA		X	
Mark Farina	X		X
Manifest Equality			X
Dj Vordo			X
The Art of Elysium			X
PROVISIONS (for life) Comfort Food And Catering		X	
Your Flesh Mag Dot Com	X	X	X
dancemusic.about.com	X	X	X
Amy Nadine Beauty			X
Giant Robot Magazine	X	X	X
TheLuxurySpot.com	X	X	X
Black Cat Art Gallery		X	
AI FOR AI			X
Talking Eyes Media			X
URB Magazine	X	X	X
monday social			X
mondomedeusah creative	X	X	X
Digital Family		X	
Artivist Film Festival		X	
earbender			X
Adrienne Curry		X	
GiantRobot	X	X	X
Wicked PR			X
Students for Sensible Drug Policy		X	X
Media Leaders	X		
Gaia			X
KillahbeeZ			X
Lama Surya Das			X
Kopali Organics			X
Whole Life Times	X	X	X
Violeta Villacorta			X
dinela			X
KidTribe		X	

Mining The Landfill	X	X	X
GOOD	X	X	X
Your Daily Thread	X	X	X
TheGreenGirls.com	X	X	X
Om Records Official Facebook Page		X	X
Los Angeles			X
Eric Garcetti			X
Peter Shankman			X
Editorial Emergency, LLC			X
Cultivated Wild Mushrooms			X
Cliché Magazine	X	X	X
Los Angeles Times Festival of Books	X	X	X
Mushrooms			X
Cliche Magazine	X	X	X
Los Angeles Times Festival of Books	X	X	X
Kooper			X
Stories Books & Cafe			X
Q-Burns Abstract Message			X
Shout! Factory		X	
EMILY's List			X
Nebraska Sustainable Agriculture Society			X
Jerry Brown		X	X
Appoint Dean for HHS!			X
Help A Reporter			X
cats		X	
Create:Fixate		X	X
The Echo		X	
The Red Ribbon Army			X
all the wrong people have self-esteem		X	
bang Comedy Theatre		X	
Scott Kleeb			X
MoveOn.org			X
Support The Monks' Protest In Burma			X
papermag	X		
KCRW	X		
Romanesco			X
NextAid			X
Democratic GAIN		X	

	Self-promotion of my business	Promote a client's business	Promote a cause	Affinity
Music				

		X	X
Tigran Hamasyan official page			
Shutz Vtet		X	
Digital Cutup Lounge		X	X
Alex Cline		X	
Rudresh Mahanthappa		X	
The Kandinsky Effect		X	
Satoko Fujii		X	
Horace		X	
Tapscott and the Pan Afrikan Peoples Arkestra		X	
Edmar Castañeda		X	
Otmaro Ruiz		X	
Nick Mancini		X	
Ani DiFranco		X	
Todd Sickafoose		X	
DJ Spooky		X	
Burkina Electric		X	
Larry Karush		X	
Simplexity		X	X
The Necks		X	X
Roxy Music			X
The Fling		X	
He's My Brother		X	
She's My Sister		X	
Wayne Kramer		X	
Trotsky Icepick		X	
Post-War Quartet		X	
Alain Johannes		X	
Queens of the Stone Age		X	
Susan James		X	
Gaby Moreno		X	
Little Willie G		X	
Vaud and the Villains		X	
The Crowd		X	
Channel 3		X	
Peter Himmelman		X	
Emily Lacy		X	
the jigsaw seen		X	
Kim Shattuck		X	
Fat City Reprise		X	
Symbol Six		X	
Wild Records		X	
Luis and the Wildfires		X	

Peter Himmelman's Furious World	x
Avi Buffalo	x
The Balancing Act	x
Evie Sands	x
The Lions	x
Vicki Peterson	x
Patrolled By Radar	x
The Muffs	x
Aaron Nigel Smith	x
Guitar Center	x
Thelonious Monster	x
The Colour Thirteen	x
The Colour Thirteen by TheColourThirteen	x
The Red Quartet	x
J786	x
Cryptogramophone	x
John Abercrombie	x
Kneebody	x
Nels Cline	x
Wadada Leo Smith	x
Ravi Coltrane	x
Dwight Trible	x
Henry Grimes	x
Gavin Hardkiss aka Hawke	x
Richie Hawtin (official page)	x
Inquiri	x
Electronic Minimal Techno	x
MIA	x
Ambient music	x
Lily Allen	x
Experimental music	x
Lady Sov	x
DJ Lillyanne	x
Electric Skychurch	x
EarthRise SoundSystem	x
The Smart Set	x
Whatabout Music	x
Dean De	x
Benedictis	x
The Blue Agave	x
THE MEEK	x
Glycerin	x

	Self-promotion of my business	Promote a client's business	Promote a cause	Affinity
Pharoah Sanders				X
Z Trip				X
Perry Farrell				X
Exist Dance Records				X
Simply Jeff				X
[a]pendics.shuffle				X
R/D				X
Bryan Ferry (Official)				X
RootHub				X
dj zhao				X
Plug Research Records				X
John Beasley			X	
Thelonious Dub			X	
POWERTOOLS MIXSHOW	X			
Massive Attack				X

	Self-promotion of my business	Promote a client's business	Promote a cause	Affinity
TV Shows				
TV Shows				
The Daily Show				X
Battlestar Galactica				X
The Sopranos				X
Breaking Bad				X
Colbert Report				X
Big Love				X
The Tudors				X
Weeds				X
CSI				X
NBC				X
Mad Men				X
NUMB3RS				X

	Self-promotion of my business	Promote a client's business	Promote a cause	Affinity
Movies				
Movies				
Creative Screenwriting Magazine			X	
Vanishing of the Bees				X
Bulletproof Entertainment				X
Blade Runner				X

Repo Man	X
Night of Pan	X
La MISSION	X
7th Art	X
Releasing	X
Help Wanted	X